UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

BOOK PEOPLE, INC., VBK, INC., AMERICAN BOOKSELLERS ASSO-CIATION, ASSOCIATION OF AMER-ICAN PUBLISHERS, AUTHORS GUILD, INC., COMIC BOOK LEGAL DEFENSE FUND,

CIVIL NO. A-23-CV-00858-ADA

Plaintiffs,

v.

MARTHA WONG, IN HER OFFICIAL CAPACITY AS THE CHAIR OF THE TEXAS STATE LIBRARY AND ARCHIVES COMMISSION; KEVIN ELLIS, IN HIS OFFICIAL CAPACITY THE CHAIR OF THE TEXAS STATE BOARD OF EDUCATION; MIKE MORATH, IN HIS OFFICIAL CAPACITY AS THE COMMISSIONER OF THE TEXAS EDUCATION AGENCY

Defendants.

ORDER DISMISSING CERTAIN DEFENDANTS

Pursuant to the mandate of the United States Court of Appeals for the Fifth Circuit, all claims against Defendants Martha Wong and Kevin Ellis in the above-captioned action are hereby **DISMISSED WITH PREJUDICE**. The Clerk of Court is respectfully directed to terminate Defendants Wong and Ellis from this action. Defendant Mike Morath will remain as the sole defendant.

SIGNED this 16th day of July, 2024.

ALAN D ALBRIGHT UNITED STATES DISTRICT JUDGE